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In re Application of : DECISION ON
HONG et al. :
Application No.: 10/534,589 :
PCT No.: PCT/KR2003/001069 : PAPERS
Int. Filing Date: 30 May 2003 :
Priority Date: 07 November 2002 : UNDER 37 CFR 1.42
Attorney's Docket No.: 11281-068-999 :
For: METHOD FOR MANUFACTURING AN
OPTICAL FIBER PREFORM BY MCVD :

This is a decision on applicants' submission filed in the United States Patent and Trademark Office (USPTO) on 22 March 2006, which was accompanied by a declaration of inventors. The indication in this declaration that inventor Hong is deceased has been treated as a request for status under 37 CFR 1.42.

BACKGROUND

On 30 May 2003, applicants filed international application PCT/KR2003/001069, which designated the United States and claimed a priority date of 07 November 2002. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 21 May 2004. The thirty-month period for paying the basic national fee in the United States expired at midnight on 09 May 2005 (07 May 2005 being a Saturday).

On 09 May 2005, applicants filed a transmittal letter for entry into the national stage in the United States accompanied by, *inter alia*, the basic national fee and a declaration of inventors.

On 01 February 2006, the United States Patent and Trademark Office (USPTO) mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US) (Form PCT/DO/EO/905) indicating, *inter alia*, that an oath or declaration of the inventor in compliance with 37 CFR 1.497(a)-(b) and the surcharge for providing the oath or declaration later than thirty months from the priority date were required. The NOTIFICATION set a two-month extendable time period for reply.

On 22 March 2006, applicant filed the instant submission, which was accompanied by a

declaration of the inventors and the surcharge under 37 CFR 1.492(h). The indication in this declaration that inventor Hong is deceased has been treated as a request for status under 37 CFR 1.42.

DISCUSSION

The submission filed 22 March 2006 has been reviewed and has been found in compliance with 37 CFR 1.42. The declaration filed 22 March 2006 is in compliance with 37 CFR 1.497(a)-(b).

CONCLUSION

For the above reasons, the request for status under 37 CFR 1.42 is **ACCEPTED**.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application in accordance with this decision.



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